UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA :

-v- : WAIVER OF TRIAL BY JURY

RENE CARDONA, : 14 Cr. 314 (RA)

a/k/a "Rey Cardona Cruz,"

a/k/a "REYCCRUZ," :

Defendant. :

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RENE CARDONA, a/k/a "Rey Cardona Cruz," a/k/a "REYCCRUZ," the defendant, having been advised by defense counsel, Daniel DeMaria, Esq. and Carlos Moreno, Esq., and by the Court of the defendant's constitutional right to a trial by jury, and specifically, (i) that a jury is composed of 12 members of the community; (ii) that the defendant may participate in the selection of jurors; (iii) that the jury's verdict must be unanimous; and (iv) that a judge alone will decide the defendant's guilt or innocence if the defendant waives a jury trial; and upon the consent of the United States of America, by Gina Castellano and Andrew DeFilippis, Assistant United States

Attorneys, hereby voluntarily waives trial by jury and consents to trial by the Court, in accordance with Rule 23 of the Federal Rules of Criminal Procedure.

Dated: New York, New York April 9, 2015

> PREET BHARARA United States Attorney

| By: | |
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| _ | Gina Castellano |
| | Andrew DeFilippis |
| | Assistant United States Attorneys |
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| | RENE CARDONA |
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| | DANIEL DEMARIA, ESQ. |
| | CARLOS MORENO, ESQ. |
| | Attorneys for Rene Cardona |

APPROVED:

RONNIE ABRAMS

United States District Judge